

**IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO**

LISA CRAFT, et al.

Plaintiffs

v.

OHIO DEPARTMENT OF
REHABILITATION AND CORRECTIONS,
et al.

Defendants

CASE NO. 1:14-cv-1682

JUDGE DONALD NUGENT

**PLAINTIFFS' MOTION TO DISMISS J.
ROSS HAFHEY AND BERNARD &
HAFHEY CO., L.P.A. ONLY**

NOW COME Plaintiffs, by and through counsel, and, pursuant to F.R.C.P. 41(a)(2), move this Honorable Court for its Order to dismiss *only* Defendants, J. Ross Haffey and Bernard & Haffey Co., L.P.A. (collectively "Haffey") from this case, without prejudice and otherwise than upon the merits.

The basis of the claim against Haffey is that Haffey, among other things, negligently represented Billy Slagle in a criminal matter. Upon information and belief, the claim against Haffey is barred as untimely. Plaintiffs request a dismissal without prejudice and otherwise than upon the merits in order to permit Plaintiffs to re-file against Haffey in the event evidence is discovered in the future that may provide a reason for tolling of the statute of limitations.

WHEREFORE, Plaintiffs respectfully pray that the claims against J. Ross Haffey and Bernard & Haffey Co., L.P.A. be dismissed without prejudice and otherwise than upon the merits.

Respectfully submitted,

/s/ John Brooks Cameron

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CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing Plaintiffs' Motion to Dismiss J. Ross Haffey and Bernard & Haffey Co., L.P.A. was sent this 4th day of February, 2015 via the Court's electronic filing system to:

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